

KEVIN V. RYAN, CSBN 118321
 United States Attorney
 JOANN M. SWANSON, CSBN 88143
 Assistant United States Attorney
 Chief, Civil Division
 ILA C. DEISS, NY SBN 3052909
 Assistant United States Attorney
 450 Golden Gate Avenue, Box 36055
 San Francisco, California 94102
 Telephone: (415) 436-7124
 FAX: (415) 436-7169

Attorneys for Defendants

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

PENG LIU,
 Plaintiff,
 v.
 MICHAEL CHERTOFF, Secretary of the
 Department of Homeland Security;
 EMILIO T. GONZALEZ, Director, U.S.
 Citizenship and Immigration Services;
 DAVID STILL, Director, San Francisco
 District Office, U.S. Citizenship and
 Immigration Services;
 ROBERT S. MUELLER, Director of
 Federal Bureau of Investigation,
 Defendants.

No. C 06-7544 TEH

**STIPULATION TO DISMISS; AND
~~PROPOSED~~ ORDER**

Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without prejudice in light of the fact that the United States Citizenship and Immigration Services is now prepared to adjudicate Plaintiff's application for naturalization and agrees to do so within 30 days of the dismissal of this action.

Each of the parties shall bear their own costs and fees.

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Stipulation to Dismiss
 C 06-7544 TEH

1 Date: January 24, 2007

Respectfully submitted,

2 KEVIN V. RYAN
3 United States Attorney

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5 /s/
6 ILA C. DEISS
7 Assistant United States Attorney
8 Attorneys for Defendants


9 Date: January 24, 2007

10 /s/
11 JUSTIN X. WANG
12 Attorney for Plaintiff

13 **ORDER**

14 Pursuant to stipulation, IT IS SO ORDERED.

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16 Date: 1/26/07

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18 THELTON E. HENDERSON
19 United States District Judge
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